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**MAY 27 2005**

**OFFICE OF PETITIONS**

In re Application of

Jeng-Jye Shau

Application No. 09/539,309

Filed: March 30, 2000

Attorney Docket No. DAHU-2K01

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed April 15, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a proper response to the final Office action mailed July 19, 2004. The final Office action set a shortened statutory period for reply of three months from its mailing date. On December 20, 2004, a response to the final Office action was filed along with a request for an extension of time within the second month. On January 19, 2005, an Advisory Action was mailed indicating that the response of December 20, 2004, failed to place the application in condition for allowance. No further responses were received within the allowable period, and the application became abandoned on December 20, 2004.

The request for an extension of time within the third month is noted, but is not necessary and cannot be granted as the request was made outside the maximum statutory period for reply. The amount of \$295.00 will be refunded, in due course.

The Request for Continued Examination, filed April 15, 2005, is noted and made of record.

The application file is being forwarded to Technology Center 2600, GAU 2614 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3222.

A handwritten signature in cursive script, reading "Kenya A. McLaughlin".

Kenya A. McLaughlin  
Petitions Attorney  
Office of Petitions